



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We make Indiana a cleaner, healthier place to live.

Joseph E. Kernan
Governor

Lori F. Kaplan
Commissioner

100 North Senate Avenue
P.O. Box 6015
Indianapolis, Indiana 46206-6015
(317) 232-8603
(800) 451-6027
www.in.gov/idem

Date: December 30, 2003

To: Water Pollution Control Board Members
and Interested Parties

From: Tim Method
Deputy Commissioner

Subject: Concentrated Animal Feeding Operation (CAFO) NPDES General Permit
Emergency Rule

Please find attached the proposed Emergency Rule to replace the previous CAFO Emergency Rule adopted by the Board at their November 7, 2003, meeting. The attached rule includes all the provisions that were included in the previous Emergency Rule with the following changes:

- The definition of Manure Management Plan (MMP) and the requirement to maintain an MMP has been removed. The information provided in an MMP is now a part of compliance with NRCS 590 Standards that are required in another portion of the Emergency Rule.
- The commencement of coverage under the General Permit has been revised to begin upon the date of submittal of a complete Notice of Intent. Previously, the Emergency Rule did not provide coverage until 90 days after submittal of the NOI.

The proposed Emergency Rule will not go into effect until February 6, 2003, just prior to expiration of the existing Emergency Rule. This will provide the maximum amount of time for a final adopted CAFO NPDES General Permit Rule to become effective and hopefully avoid the need to extend the proposed Emergency Rule.